

THE HONORABLE BENJAMIN H. SETTLE

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

COMMANDER EMILY SHILLING, et al.,

Plaintiffs,

v.

UNITED STATES OF AMERICA, et al.,

Defendants.

No. 2:25-cv-241-BHS

NOTICE PURSUANT TO THE
COURT'S ORDER

Pursuant to the Court's instruction during the status hearing on September 4, 2025 and the March 4, 2025 Minute Order, Defendants hereby provide the following policies and guidance implementing the challenged Executive Orders, with the new items in **bold**:

28 Jan 2025	Dep't of the Navy, Navy Recruiting Command, <i>Decision Guidance Memorandum #N00-30: Processing of Applicants Identifying as Transgender</i> . ¹
31 Jan 2025	Secretary of Defense, <i>Defending Women from Gender Ideology Extremism and Restoring Biological Truth to the Federal Government</i> . ²
04 Feb 2025	Dep't of the Air Force, Office of the Assistant Secretary, <i>Implementation of Executive Order 14168, Defending Women from Gender Ideology Extremism and Restoring Biological Truth to the Federal Government</i> . ³

¹ ECF No. 58-1.

² ECF No. 58-2.

³ See <https://www.af.mil/News/Article-Display/Article/4054626/daf-releases-memorandum-on-implementation-of-executive-order-14168-defending-wo/>

04 Feb 2025	Dep't of the Army, Office of the Assistant Secretary for Manpower and Reserve Affairs: <i>Implementing Guidance for Executive Order Defending Women</i> . ⁴
07 Feb 2025	Secretary of Defense, <i>Prioritizing Military Excellence and Readiness</i> . ⁵
07 Feb 2025	Dep't of the Army, <i>Implementation of Executive Orders Related to Transgender Military Service</i> ("EXORD 150-25"). ⁶
14 Feb 2025	Dep't of the Army, Fragmentary Order ("FRAGO") 1, amending EXORD 150-25 (above). ⁷
14 Feb 2025	Defense Health Agency, Memorandum for Service Surgeon General, Pause of Approved Supplemental Health Care Program (SHCP) Waivers for Gender Affirming Surgery ²⁰
26 Feb 2025	Office of the Under Secretary of Defense for Personnel and Readiness, <i>Additional Guidance on Prioritizing Military Excellence and Readiness</i> . ⁸
28 Feb 2025	Office of the Under Secretary of Defense for Personnel and Readiness, <i>Clarifying Guidance on Prioritizing Military Excellence and Readiness</i> . ⁹
01 Mar 2025	Dep't of the Air Force, Acting Assistant Sec'y for Manpower & Readiness, <i>Additional Guidance for Executive Order 14183, 'Prioritizing Military Excellence and Readiness</i> . ¹⁰
04 Mar 2025	Office of the Under Secretary of Defense for Personnel and Readiness, <i>Clarifying Guidance on Prioritizing Military Excellence and Readiness: Retention and Accession Waivers</i> . ¹¹
06 Mar 2025	Sec'y of the Army, <i>Prioritizing Military Excellence and Readiness Implementation Guidance</i> . ¹²
07 Mar 2025	Dep't of the Army, <i>Implementing Guidance for Executive Order</i> (EXORD 175-25) (superseding EXORD 150-25, above). ¹³
13 Mar 2025	Sec'y of the Navy, <i>Initial Direction on Prioritizing Military Excellence and Readiness</i> . ¹⁴
13 Mar 2025	Chief of Naval Operations, <i>Initial Execution Related to Prioritizing Military Excellence and Readiness</i> (NAVADMIN 055/25). ¹⁵

⁴ ECF No. 58-3.⁵ ECF No. 58-4.⁶ ECF No. 58-5.⁷ ECF No. 58-6.²⁰ **Exhibit 1**⁸ ECF No. 58-7.⁹ ECF No. 58-8.¹⁰ ECF No. 58-9.¹¹ ECF No. 64-1.¹² ECF No. 68-1.¹³ ECF No. 68-2.¹⁴ ECF No. 75-1.¹⁵ ECF No. 79-1.

1	14 Mar 2025	Commandant of the Marine Corps, <i>Initial Guidance on Prioritizing Military Excellence and Readiness</i> . (MARADMIN 128/25). ¹⁶
2	21 Mar 2025	Office of the Under Secretary of Defense for Personnel & Readiness, <i>Prioritizing Military Excellence and Readiness: Military Department Identification</i> . ¹⁷
3	21 Mar 2025	Office of the Under Secretary of Defense for Personnel & Readiness, <i>Compliance with Federal Court Order in Talbott v. United States</i> , No. 25-cv-00240 (D.D.C.) ¹⁸
4	28 Mar 2025	Office of the Under Secretary of Defense for Personnel and Readiness, <i>Compliance with Federal Court Order in Shilling v. United States</i> , No. 25-cv-241-BHS (W.D. Wash.) ¹⁹
5	29 Mar 2025	Sec'y of the Navy, <i>Implementation of ALNAV 023/25 (ALNAV 025/25)</i> ²¹
6	02 Apr 2025	Acting Assistant Sec'y of the Air Force for Manpower and Reserve Affairs, <i>Implementation of "Additional Guidance for Executive Order 14183, 'Prioritizing Military Excellence and Readiness,'" 1 March 2025</i> ²²
7	02 Apr 2025	Dep't of the Army, FRAGO 1 TO HQDA EXORD 175-25, <i>Implementation Guidance for Executive Order (EO) 14183: "Prioritizing Military Excellence and Readiness"</i> ²³
8	08 May 2025	Secretary of Defense, <i>Implementing Policy on Prioritizing Military Excellence and Readiness</i> ²⁴
9	09 May 2025	Acting Assistant Sec'y of the Air Force for Manpower and Reserve Affairs, <i>DAF Implementing Policy on Prioritizing Military Excellence and Readiness</i> ²⁵
10	12 May 2025	Sec'y of the Navy, <i>Implementing Policy on Prioritizing Military Excellence and Readiness (ALNAV 038/25)</i> ²⁶
11	15 May 2025	Office of the Under Secretary of Defense for Personnel and Readiness, <i>Prioritizing Military Excellence and Readiness: Implementation Guide</i> ²⁷
12	19 May 2025	Chief of Naval Operations, <i>Implementing Policy on Prioritizing Military Excellence and Readiness – Voluntary Separations (NAVADMIN 111/25)</i> ²⁸

¹⁶ ECF No. 77-1.

¹⁷ ECF No. 92-1.

¹⁸ ECF No. 94-1.

¹⁹ ECF No. 107-1.

²¹ **Exhibit 2**

²² **Exhibit 3**

²³ **Exhibit 4**

²⁴ **Exhibit 5**

²⁵ **Exhibit 6**

²⁶ **Exhibit 7**

²⁷ **Exhibit 8**

²⁸ **Exhibit 9**

1	20 May 2025	Dep't of the Army, FRAGO 2 to HQDA EXORD 175-25, <i>Implementation Guidance for Executive Order (EO) 14183: "Prioritizing Military Excellence and Readiness"</i> ²⁹
2	22 May 2025	Commandant of the Marine Corps, <i>Implementing Policy on Prioritizing Military Excellence and Readiness Voluntary Separations</i> (MARADMIN 239/25) ³⁰
3	23 May 2025	Acting Assistant Sec'y of the Air Force for Manpower and Reserve Affairs, <i>Additional DAF Implementing Policy on Prioritizing Military Excellence and Readiness</i> ³¹
4	23 May 2025	Acting Assistant Sec'y of the Air Force for Manpower and Reserve Affairs, <i>DAF Guidance on Retention and Accession Waivers</i> ³²
5	03 Jun 2025	Assistant Sec'y of the Navy for Manpower and Reserve Affairs <i>Additional Direction Concerning Voluntary Separation Under ALNAV 038/25</i> ³³
6	04 Jun 2025	Chief of Naval Operations, <i>Update Implementing Policy on Prioritizing Military Excellence and Readiness – Voluntary Separations</i> (NAVADMIN 124/25) ³⁴
7	10 Jun 2025	Dep't of the Army, <i>**Corrected Copy ** FRAGO 3 to HQDA EXORD 175-25, Implementation Guidance for Executive Order (EO) 14183: "Prioritizing Military Excellence and Readiness"</i> ³⁵
8	13 Jun 2025	Defense Health Agency, Memorandum for Directors, Defense Health Networks, <i>Defense Health Agency (DHA) Transition of Gender Dysphoria Care from the Military Medical Treatment Facilities (MTFs) to the Private Sector</i> ³⁶
9	16 Jun 2025	Assistant Deputy Commandant of the Marine Corps for Manpower and Reserve Affairs, <i>Update to Implementing Policy on Prioritizing Military Excellence and Readiness Voluntary Separations</i> (MARADMIN 279/25) ³⁷
10	03 Jul 2025	Sec'y of the Navy, <i>Direction Concerning Involuntary Separation Under Department of Defense Policy on Prioritizing Military Excellence and Readiness</i> ³⁸
11	22 Jul 2025	Dep't of the Army, FRAGO 4 to HQDA EXORD 175-25, <i>Implementation</i>

²⁹ Exhibit 10³⁰ Exhibit 11³¹ Exhibit 12³² Exhibit 13³³ Exhibit 14³⁴ Exhibit 15³⁵ Exhibit 16³⁶ Exhibit 17³⁷ Exhibit 18³⁸ Exhibit 19

	<i>Guidance for Executive Order (EO) 14183: "Prioritizing Military Excellence and Readiness"</i>³⁹
12 Aug 2025	Performing the Duties of the Assistant Sec'y of the Air Force for Manpower and Reserve Affairs, <i>Department of the Air Force Guidance Memorandum (DAFGM) to DAFI 36-3211, Military Separations</i>⁴⁰
14 Aug 2025	Performing the Duties of the Assistant Sec'y of the Air Force for Manpower and Reserve Affairs, <i>Additional DAF Implementing Policy on Prioritizing Excellence and Readiness – General Guidelines for Involuntary Separation</i>⁴¹

DATE: September 15, 2025

Respectfully submitted,

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³⁹ Exhibit 20

⁴⁰ Exhibit 21

⁴¹ Exhibit 22